

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

LUMINOR CONSULTING CORP.;
DLC ELITE LENDING CORPORATION;
HEARD CONCRETE CONSTRUCTION
CORP.; THOMAS DAVIS; and
KEVIN HARRISON,

Plaintiffs,

v.

DR. ADEL ELMESSIRY and
WEBDBTECH, INC.,

Defendants/Counter-plaintiff,

v.

LUMINOR CONSULTING CORP.,
EMTECH, HEARD CONCRETE
CONSTRUCTION CORP., ANISH PABARI,
ROB ABENANTE, TOM DAVIS, and
JEFFREY HOU YIN HO,

Counter-defendants.

Civil Action No. 3:22-cv-00555

Judge Eli J. Richardson

Magistrate Judge Frensley

JURY DEMAND

**COUNTERCLAIM DEFENDANTS' MOTION TO DISMISS COUNTS III AND IV OF
THE DEFENDANT WEBDBTECH, INC.'S COUNTERCLAIM**

Counterclaim Defendants Luminor Consulting Corporation (“Luminor”), Thomas Davis (“Davis”), Anish Pabari, Jeff Hou Yin Ho, Heard Concrete Construction Corporation (“Heard”), and EMTech, by Davis and Heard (collectively, the “Counter-defendants”), by counsel, in accordance with Federal Rule Civil Procedure 12(b)(6), hereby move this Honorable Court to dismiss Counts III and IV of the Defendant WebDBTech, Inc.’s Counterclaim. The Counter-

defendants incorporate by reference their Memorandum of Law in support of this Motion, filed contemporaneously herewith. Accordingly, the Counter-defendants ask that this Honorable Court enter an Order granting this Motion and dismiss Counts III and IV of the Counterclaim.

Respectfully submitted,

s/ Charles H. Williamson

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CERTIFICATE OF SERVICE

I hereby certify that on October 7, 2022, a copy of the foregoing was filed electronically. Notice of this filing will be sent by operation of the Court's electronic filing system to all parties indicated on the electronic filing receipt. All other parties will be served by regular U.S. mail. Parties may access this filing through the Court's electronic filing system.

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/s/ Charles H. Williamson
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